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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TRISTRATA, INC., a California
corporation,

Plaintiff,

v.

MICROSOFT CORPORATION, a
Washington corporation; and ADOBE
SYSTEMS INCORPORATED, a Delaware
corporation,

Defendants.

Case No. CV 11-3797 JSW

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
~~[PROPOSED]~~ ORDER**

Date: February 3, 2012
Time: 1:30 p.m.
Dept.: Courtroom 11, 19th Floor
Before: Honorable Jeffrey S. White

1 WHEREAS, the Case Management Conference is currently set for February 3, 2012 at
2 1:30 p.m. and the parties' Joint Case Management Statement and Rule 26(f) Report are due
3 January 27, 2012; and

4 WHEREAS, counsel for Microsoft has determined that he has a scheduling conflict that
5 renders him unavailable on February 3, 2012, due to an obligation that arose prior to the Court's
6 setting of the Case Management Conference;

7 WHEREAS, counsel for all parties to this matter believe that this scheduling conflict
8 constitutes good cause for extending the Case Management Conference date and have further
9 agreed to a two (2) week extension of the Case Management Conference to accommodate said
10 scheduling conflict;

11 WHEREAS, the two-week extension continuing the Case Management Conference
12 constitutes a minimal delay that will not alter any deadline already fixed by Court order; and

13 WHEREAS, the parties are actively investigating the case, have maintained friendly and
14 open lines of communication with each other, and expect to use to the additional time to engage
15 in further productive discussions;

16 NOW, THEREFORE, subject to the Court's approval, the parties Stipulate and Agree as
17 follows:

18 1. The Case Management Conference should be continued from February 3, 2011, at
19 1:30 p.m., to February 17, 2011, at 1:30 p.m., or to such other date and time as are convenient for
20 the Court;

21 2. The corresponding deadline to file the Joint Case Management Statement and Rule
22 26(f) Report should be continued to February 10, 2012; and

23 3. The corresponding deadline for the parties to meet and confer pursuant to Fed. R.
24 Civ. Proc. 26(f) and ADR L.R. 3-5 should be continued to January 27, 2012.

1 DATED: December 13, 2011

PERKINS COIE LLP

2 By: /s/ Eric L. Wesenberg
3 Eric L. Wesenberg

4 Attorneys for Defendant
5 Microsoft Corporation

6 DATED: December 13, 2011

FEINBERG DAY ALBERTI & THOMPSON LLP

7 By: /s/ Ian N. Feinberg
8 Ian N. Feinberg

9 Attorneys for Defendant
10 Adobe Systems Incorporated

11 DATED: December 13, 2011

HAUSFELD LLP

12 By: /s/ Bruce Wecker
13 Bruce Wecker

14 Attorneys for Plaintiff
15 TriStrata Incorporated

16
17 I, Eric L. Wesenberg, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the
18 concurrence to the filing of this document has been obtained from each signatory hereto.
19

20 DATED: December 13, 2011

PERKINS COIE LLP

21 By: /s/ Eric L. Wesenberg
22 Eric L. Wesenberg

23 Attorneys for Defendant
24 Microsoft Corporation

[PROPOSED] ORDER

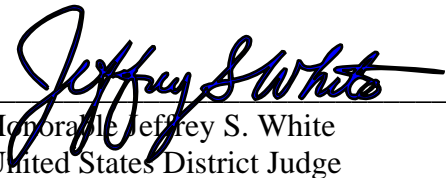
**PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, AND
WITH GOOD CAUSE APPEARING, IT IS ORDERED THAT:**

1. The Case Management Conference is continued from February 3, 2011, at 1:30 p.m., to February 17, 2011, at 1:30 p.m.;

2. The corresponding deadline to file the Joint Case Management Statement and Rule 26(f) Report is continued to February 10, 2012; and

3. The corresponding deadline for the parties to meet and confer pursuant to Fed. R. Civ. Proc. 26(f) and ADR L.R. 3-5 is continued to January 27, 2012.

DATED: December 14, 2011


Honorable Jeffrey S. White
United States District Judge